

EQUITABLE PRODUCTION COMPANY

FILED: December 30, 2003

EFFECTIVE FOR SERVICE ON OR AFTER: December 11, 2003

Pursuant to the Commission's Order entered on December 11, 2003, requesting that Equitable Production Company file its Approved Rate and Conditions for Service, the following is hereby submitted:

1. Approved Rate – Page 1
2. Conditions for Service – Page 2

Diane\c\jkw\Equitable Production\Proposed
Tariff & Conditions of Service Cover Page (rate increase)

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DEC 11 2003

PURSUANT TO KRS 261.011
SECTION 4(1)

BY 
EXECUTIVE DIRECTOR

APPROVED RATE

Effective with December 11, 2003, usage, the approved rate for Equitable Production Company's domestic customers shall be as follows:

\$6.393 per Mcf

PUBLIC SERVICE COMMISSION
OF KENTUCKY
RECEIVED

SEP 11 2003

PURSUANT TO KRS 260.010
SECTION 9 (1)

BY Charles L. Riden
EXECUTIVE DIRECTOR

CONDITIONS FOR SERVICE

1. The terms and conditions as stated in KAR 5:026 are referenced hereto and are incorporated in this filing.
2. In addition to KAR 5:026, the following conditions apply to each specified circumstance and are a part of this filing:

a. Nature of Company's Business

- (1) Equitable Production Company ("EPC") shall not be liable to the Customer for discontinuance of service resulting from the plugging and abandonment or change in the use of any of its wells. It is understood that the line from which EPC supplies gas is not permanent and that service to the Customer by EPC may cease, either temporarily or permanently, if EPC in its sole discretion discontinues transportation of gas through that line. In such cases, either party hereto may cancel this arrangement on fifteen (15) days' written notice without prejudice to the right of EPC to continue to supply gas to other customers; and EPC shall not be liable for any deficiency in the supply caused by the use of pumping stations, breakage of lines, or other causes, or for any claim for damage on account of any matters set forth in this paragraph.
- (2) Further, EPC may be required to limit volumes to domestic customers and is under no obligation to maintain full and complete service due to contractual obligations with purchasers, maintenance of lines, etc.

b. New Installations

- (1) A deposit equal to an estimated three months of usage
- (2) A \$150.00 installations fee.

c. Reinstallations

Service which had been previously discontinued reinstated upon remittance of the following:

- (1) All past due amounts
- (2) A deposit equal to an estimated three months of usage
- (3) A \$25.00 turn-on fee

DEC 11 2003

PURSUANT TO 801 KAR 5:011
SECTION 9 (1)
BY Charles L. Dorn
EXECUTIVE DIRECTOR

d. Change of Ownership

In the event of a transfer of ownership, the continuance of domestic gas service will be permitted upon the remittance of the following:

- (1) Payment of the existing account balance from the previous owner
- (2) A deposit equal to an estimated three months usage
- (3) A \$25.00 turn-on fee may apply.

e. Gas Measurement

The measurement of gas by meter shall be conclusive upon the Customer and EPC, except when such meter ceases to register, proves to be defective, or is found by test not to be accurate within the limitations specified in the rules of the Commission or a successor government authority. In such cases, the consumption for the period in question shall be estimated. EPC will, upon written application of Customer, have the meter removed, sealed and tested, and a certificate of the test given to the Customer. If the meter so tested shall be found to be accurate within the limits specified in the rules of the Commission, the Customer shall, upon presentation of a bill, pay EPC for such test according to the schedule of charges for testing meters formulated by the said Commission or a successor governmental authority.

f. Payment of Bills of Other Default

- (1) The Customer shall pay the installation charge and deposit referred to above and, thereafter, pay EPC for all gas delivered at rates approved by the Commission. EPC shall render statements to the Customer at regular monthly intervals for gas delivered.
- (2) To avoid delinquent classification, Customer shall remit full and complete payment twenty (20) days following receipt of statement. Customer may be terminated for non-payment after 10 days with notice but not before 27 days after the mailing of the original bill.

g. General Provisions

- (1) In addition, EPC shall have the right to enter upon the premises of the Customer to read, repair, change or remove the meter or inspect regulators and shall also have the right to reclaim any of the property of EPC which may be on the premises.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
OFFICE

DEC 14 2003

PURSUANT TO AN ORDER OF THE
SECTION 11.4

BY Charles H. [Signature]
EXECUTIVE DIRECTOR

(2) Where the service facilities or other equipment have been tampered with, resulting in improper measurement of the service supplied, the Customer shall be required to pay for such gas service as EPC may estimate from available information to have been used but not registered by EPC's meter, and in addition thereto, shall be required to bear all costs incurred by EPC for investigations and inspections and for such protective equipment as in the judgment of EPC, may be necessary.

(3) No agent or employee of EPC has authority to make any promise, agreement, or representation inconsistent with this provision, and no such promise, agreement, or representation shall bind EPC, unless in writing and signed by an executive officer thereof.

Diane\c\jkw\Equitable Production\Proposed
Tariff & Conditions of Service (rate increase)

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DEC 14 2003

PURSUANT TO KRS 206.1-010
SECTION 9.1

BY Charles L. Smith
EXECUTIVE DIRECTOR